

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

KENNETH MAURICE SUTTON,

Petitioner,

v.

JOHN GAY,

Respondent.

Case No. C07-5148RBL-KLS

ORDER ADOPTING REPORT  
AND RECOMMENDATION

The Court having reviewed the Report and Recommendation of the Hon. Karen L Strombom United States Magistrate Judge, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation;
- (2) The petition is **DISMISSED WITH PREJUDICE.**
- (3) The clerk is directed to send copies of this Order to Petitioner, and to the Hon. Karen L. Strombom.

DATED this 16<sup>th</sup> day of November, 2007.

  
RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE